

07-02-0

#34138
RCE 7/8/03

REQUEST
for
CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Application No.	09/139,386
Customer No./Conf. No.	24961/5243
Filing Date	August 25, 1998
First Named Inventor	Monforte, J. A.
Group Art Unit	1656
Examiner	Tung, J.
Attorney Docket No.	24736-2060

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application

1. ☒ Submission required under 37 C.F.R. § 1.114

a. ☒ Previously submitted

- i. ☒ Enter the amendment/reply under 37 C.F.R. § 1.116 previously filed on May 1, 2003.
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
- iii. ☒ Other Supplemental Response

b. ☒ Enclosed

- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)-two Terminal Disclaimers
- iii. ☒ Information Disclosure Statement, PTO-1449, copies of citations (sent under separate cover)
- iv. ☐ Other - Return Receipt Postcard

2. ☐ Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months.
- b. ☐ Other

3. ☒ Fees

- a. ☒ The Director is hereby authorized to charge any fees, including the following fees, or credit any overpayment(s), to Deposit Account No. 50-1213.

- i. ☒ RCE Fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Other

- b. ☒ Check in the amount of \$375 enclosed
- c. ☐ Payment by credit card (form PTO-2038 enclosed)

07/03/2003 HBERHE 00000066 09139386
01 FC:2801 375.00 0P

RECEIVED

JUL 07 2003

TECH CENTER 1600/2800

Signature of Applicant, Attorney or Agent Required

Typed or printed name	Stephanie Seidman	Reg. Number	33,779
Signature		Date	06/30/03
		Deposit Account	50-1213

Certificate of Mailing

I hereby certify that this paper and any attached papers are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service, under "Express Mail" Mailing Label No. EV016783124US, in accordance with 37 CFR § 1.10, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below:

Typed or printed name	Jonathan Ong	06/30/03
-----------------------	--------------	----------

U.S.S.N. 09/139,386
MONFORTE *et al.*
SUPPLEMENTAL RESPONSE



#35158
7/8/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Monforte *et al.*
Serial No.: 09/139,386
Customer No. 24961/Conf. No.: 5243

Filed: August 25, 1998
For: PRIMERS USEFUL FOR SIZING
NUCLEIC ACIDS

Art Unit: 1637

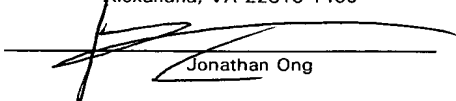
Examiner: Tung, J.

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" Mailing Label No.: E016783124US
Date of Deposit: June 30, 2003

I hereby certify that this paper and the attached papers are being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and addressed to:

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450


Jonathan Ong

RECEIVED

SUPPLEMENTAL RESPONSE ACCOMPANYING AN RCE

JUL 07 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TECH CENTER 1600/2900

Dear Sir:

Responsive to the Advisory Actions, mailed April 1, 2003 and June 3, 2003, and the Final Office Action, mailed December 4, 2002, and further to the Amendment After Final, filed May 1, 2003, consideration of the following remarks are respectfully requested.

REMARKS

Any fees that are due with this paper or application can be charged to Deposit Account No. 50-1213. If a Petition for extension of time is due, this paper can be considered such Petition. This response accompanies an RCE requesting entry of the Amendment After Final.

Claims 1-21 are presently pending in this application. The Advisory Action indicates that the amendments in the Amendment After Final obviate all rejections of record, but that they are not entered because they raise new issues requiring further consideration or search.